UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

UNITED STATES OF AMERICA ex rel. RONALD KLINER,)	
Petitioner,)	
v.)	No. 08 C 3134
TERRY MCCANN, Warden,)	The Honorable
Respondent.)	John W. Darrah, Judge Presiding.

NOTICE OF MOTION

TO: Jonathan I. Loevy
The Exoneration Project
6020 South University Avenue
Chicago, Illinois 60637.

PLEASE TAKE NOTICE that on Thursday, September 18, 2008, at 9:00 a.m., or as soon thereafter as counsel may be heard, I will appear before the Honorable John W. Darrah, who sits in Courtroom 1203, at 219 South Dearborn Street in Chicago, and then and there present the attached MOTION TO DISMISS, a copy of which is hereby served upon you.

September 5, 2008 Respectfully submitted,

LISA MADIGAN

Attorney General of Illinois

By: s/ Garson Fischer

Garson Fischer, Bar # 6286165

Assistant Attorney General

100 West Randolph Street, 12th Floor

Chicago, Illinois 60601-3218 TELEPHONE: (312) 814-2566

Fax: (312) 814-2253

E-MAIL: gfischer@atg.state.il.us

CERTIFICATE OF SERVICE

I hereby certify that on September 5, 2008, I electronically filed respondent's **Notice of Motion** with the Clerk of the United States District Court for the Northern District of Illinois, Eastern Division, using the CM/ECF system, which will send electronic notice to the following registered party, counsel for petitioner:

Jonathan I. Loevy The Exoneration Project 6020 South University Avenue Chicago, Illinois 60637.

> LISA MADIGAN Attorney General of Illinois

By: s/ Garson Fischer

GARSON FISCHER, Bar # 6286165
Assistant Attorney General

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